



Attorney Docket 116.065

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Irving M. Fishman
Type or Print Name

Irving M. Fishman
Signature

April 25 2006
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Group Art Unit: 1625

BENNEKER, et al

Examiner: Chang

SERIAL NO: 09/200,743

FILED: November 30, 1998

FOR: 4-PHENYLPYPERIDINE COMPOUNDS

RECEIVED

MAY - 1 2006

TECH CENTER 1000/2000

Mail Stop: Non-Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

STATUS INQUIRY

Sir:

Further to the above-identified application, Applicant would like to confirm the status of the above-identified application. According to PAIR, the application was in an interference and a favorable decision was reached on May 25, 2004. The only other activity in the case since then was a correspondence address change on March 9, 2005. On April 19, 2006, the undersigned filed a new Power of Attorney and further correspondence address change. Since the present application was in allowable condition when the interference was declared, Applicant is at a loss to understand why it


has been just short of 2 years from the favorable decision by the Board and still, the present case has not been allowed. Applicant therefore requests a formal indication of the current status of the present case.

Respectfully submitted,

Date: April 25, 2006

Cohen Tauber Spievack and Wagner
420 Lexington Avenue
Suite 2400
New York, NY 10170

Tel: (212) 586-5800
Fax: (212) 586-5095


Irving M. Fishman
Reg. No. 30,258
Attorney for Applicant